



Attorney Docket: 3105-33

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : TSENG
Application No. : 10/827,211
Filed : April 20, 2004
Title : HOT DOG FRYING PAN
Group Art Unit : 1761
Examiner : T. Simone
Docket No. : 3105-33

MAIL STOP AMENDMENT

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL COVER SHEET

Sir:

Transmitted herewith for filing are the following:

1. PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b) (in duplicate), along with authorization to charge **Deposit Account No. 501874** in the amount of \$750.00 to cover the USPTO Small Entity Petition Fee.
2. AMENDMENT in response to the Office Action dated July 23, 2004.

The Commissioner is hereby authorized to charge any fees which may be required for the filing of this document to Deposit Account No. 501874.

Respectfully submitted,

Date: October 26, 2005

By:


Bruce H. Troxell
Reg. No. 26,592

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)Docket Number:
3105-33First named inventor: **Chung-Ting TSENG**Application No: **10/827,211**Group Art Unit: **1761**Filed: **April 20, 2004**Examiner: **T. Simone**Title: **HOT DOG FRYING PAN**Attention: **Office of Petitions**
Assistant Commissioner Of Patents
Box DAC
Washington, D.C. 20231

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☒ **Small entity-fee \$750** (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Other than small entity-fee \$ _____ (37 CFR 1.17(m))
- ☒ **Authorization is hereby given to charge Deposit Account No. 501874 in the amount of \$750 to cover the Small Entity Petition to Revive Unintentionally Abandoned Application.**

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office Action in the form of
An Amendment (identify type of reply):

- ☐ has been filed previously on _____
- ☒ **is enclosed herewith.**

B. The issue fee of \$0

- ☐ has been paid previously
on _____
- ☐ **Authorization is hereby given to charge Deposit Account No. 501874 in the amount of \$400 to cover the Small Entity Issue and Publication fees.**

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of the grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.02(c), subsections (III)(C) and (D))].

October 26, 2005

Date


Signature

Telephone Number (703) 575-2711

Bruce H. Troxell - Reg.No. 26,592
Typed or printed name

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Enclosures:

☒ Fee Payment

☒ Reply (Amendment)

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: _____